

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:18-cv-369-MOC

LATASHA R. MIMS,)	
)	
Plaintiff,)	
)	
Vs.)	ORDER
)	
ANDREW SAUL,)	
Acting Commissioner of Social Security,)	
)	
Defendant.)	

THIS MATTER IS BEFORE THE COURT on Plaintiff's Consent Motion for Fees

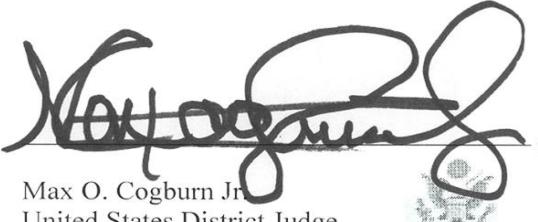
Pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d)(1)(A). (Doc. No. 20). Having reviewed the motion, supporting materials, memorandum in support, and the case file, the Court determines that Plaintiff should be awarded an attorney's fee under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), in the amount of \$7900.00.

IT IS ORDERED that Plaintiff's Motion for Fees Under the Equal Access to Justice Act, (Doc. No. 20), is **GRANTED**, to the extent that the Court will award attorney fees in the amount of \$7900.00. Pursuant to Comm'r of Soc. Sec. v. Ratliff, 560 U.S. 586 (2010), the fee award will first be subject to offset of any debt Plaintiff may owe to the United States. The Commissioner will determine whether Plaintiff owes a debt to the United States. If so, the debt will be satisfied first, and any remaining funds will be made payable to Plaintiff and mailed to Plaintiff's counsel. If the United States Department of the Treasury reports to the Commissioner that Plaintiff does not owe a federal debt, the government will exercise its discretion and honor an assignment of EAJA fees and pay the awarded fees directly to Plaintiff's counsel. No additional petition pursuant

to 28 U.S.C. § 2412(d) shall be filed.

IT IS SO ORDERED.

Signed: **This**


Max O. Cogburn Jr.
United States District Judge